IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

| UNITED STATES OF AMERICA, |) Case No. 8:07CR236 |
|---------------------------|---|
| Plaintiff, |) ORDER) TO WITHDRAW EXHIBITS |
| VS. |) OR TO SHOW CAUSE WHY) EXHIBITS SHOULD NOT BE |
| STEVE A. HERNANDEZ, |) DESTROYED |
| Defendant. |) |

Pursuant to NECivR 79.1(f) or NECrimR 55.1(g), counsel for the government shall either 1) withdraw the following exhibits previously submitted in this matter within 15 calendar days of the date of this order, or 2) show cause why the exhibits should not be destroyed:

Government Exhibit Nos. 1 and 2 - Suppression Hearing Held 10/16/07

If counsel fails to withdraw these exhibits as directed or to show cause why the exhibits should not be destroyed, the clerk's office is directed to destroy the listed exhibits without further notice to the parties or order from the court.

IT IS SO ORDERED.

DATED this 27th day of October, 2008

s/ Joseph F. Bataillon United States District Judge

proc\Exhibits\Form-Order to Withdraw or OSC Destroy, appeal time expired.wpd Approved 02/15/07